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RICHARD A. MARSHACK

UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION

In re
THE LITIGATION PRACTICE GROUP P.C.,

Debtor

Case No: 8-23-bk-10571-SC

Chapter 11

**STIPULATION TO MODIFY BRIEFING
SCHEDULE AND TO CONTINUE
HEARING ON MOTION FOR
ALLOWANCE OF ADMINISTRATIVE
EXPENSE CLAIM FILED BY HERRET
CREDIT CONSULTANTS [DK. NO 708]**

Current Hearing and Response Dates

Hearing Date: April 11, 2024
Trustee's Response Due: March 21, 2024
Reply by Claimant Due: March 28, 2024
Time: 11:00 a.m.
Ctrm: Courtroom 5C
411 West Fourth Street
Santa Ana, CA 92701

Proposed Hearing and Response Dates

Hearing Date: June 13, 2024
Trustee's Response Due: May 2, 2024
Reply by Claimant Due: May 9, 2024
Time: 11:00 a.m.
Ctrm: Courtroom 5C
411 West Fourth Street
Santa Ana, CA 92701

TO THE HONORABLE SCOTT C. CLARKSON, UNITED STATES BANKRUPTCY JUDGE,
THE OFFICE OF THE UNITED STATES TRUSTEE, AND ALL INTERESTED PARTIES:

This Stipulation (“Stipulation”) is entered into by and between Richard A. Marshack, in his capacity as Chapter 11 Trustee (“Trustee”) of the Bankruptcy Estate (“Estate”) of The Litigation Practice Group P.C. (“Debtor”), and Herret Credit Consultants (“Herret” and together with Trustee, “Parties”) with regard to the following:

RECITALS

6 A. On March 20, 2023, the Debtor filed a voluntary petition under Chapter 11 of Title 11
7 of the United States Code, initiating bankruptcy Case No. 8:23-bk-10571-SC in the United States
8 Bankruptcy Court for the Central District of California, Santa Ana Division.

9 B. On May 8, 2023, Richard A. Marshack was appointed as the Chapter 11 Trustee of
10 the Estate. Docket No. 65.

11 C. On November 11, 2023, Herret filed a Motion to Allow Claim as administrative
12 expense (“Motion”). Docket No. 708.

13 D. On January 5, 2024, Trustee filed a Motion to Continue Hearing on the motions for
14 allowance of administrative expense claims. Docket No. 816.

15 E. On January 8, 2024, the Court entered an Order granting the Trustee's Motion to
16 Continue Hearing, continuing the initial hearings on all matters to February 29, 2024, and treating
17 those hearings as status conferences. Docket No. 818.

18 F. On February 15, 2024, Trustee filed an Omnibus Unilateral Report Regarding Status
19 of Motions for Allowance of Administrative Expense Claim Under 11 U.S.C. Section 503(b).
20 Docket No. 940.

21 G. On March 6, 2024, the Court entered a Scheduling Order, setting March 21, 2024, as
22 the deadline for Trustee to respond to any of the motions for allowance of administrative expense
23 claims for a specific group of claimants, including Herret. Docket No. 986.

24 H. Trustee has been diligently investigating and verifying Herret's administrative claim
25 to verify that all required elements have been satisfied.

26 I. The Parties have engaged in voluntary discovery and have agreed that further
27 communication is necessary between Kyle Herret, principal of Herret, and Trustee's counsel to
28 substantiate Herret's administrative claim.

1 J. Because the current Motion hearing, as scheduled, would not permit the foregoing
2 communication to occur, the Parties agreed to modify the existing briefing schedule and to continue
3 the hearing.

4 Wherefore, the Parties stipulate as follows:

5 1. The hearing on the Motion be continued from April 11, 2024, at 11:00 a.m., to June
6 13, 2024, at 11:00 a.m.¹

7 2. The deadline for Trustee to file a response to the Motion shall be extended through
8 and including May 23, 2024;

9 3. The deadline for Herret to file a reply to Trustee's response to the Motion shall be
10 extended through and including May 30, 2024; and

11 4. This Stipulation may be executed in one or more counterparts, and facsimile or
12 electronic signatures may be used in filing this document with the Court.

14 DATED: March 18, 2024

MARSHACK HAYS WOOD LLP

16 By: /s/ D. Edward Hays

D. EDWARD HAYS

ALINA MAMLYUK

Attorneys for Chapter 11 Trustee

RICHARD A. MARSHACK

20 DATED: March __, 2024

GASSMAN LAW

22 By:

ERIC R. GASSMAN

Attorneys for

HERRET CREDIT CONSULTANTS

4855-7824-5551, v. 1

27 ¹ Herret's counsel is unavailable for an earlier date in May 2024 as he is out of the Country.

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
870 Roosevelt, Irvine, CA 92620.

A true and correct copy of the foregoing document entitled: **STIPULATION TO MODIFY BRIEFING SCHEDULE AND TO CONTINUE HEARING ON MOTION FOR ALLOWANCE OF ADMINISTRATIVE EXPENSE CLAIM FILED BY HERRET CREDIT CONSULTANTS [DK. NO 708]** will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d); and **(b)** in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On March 20, 2024, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL: On ___, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

DEBTOR – MAIL REDIRECTED TO TRUSTEE

~~THE LITIGATION PRACTICE GROUP P.C.
17542 17TH ST, SUITE 100
TUSTIN, CA 92780-1981~~

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL: Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on March 20, 2024, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

VIA PERSONAL DELIVERY:

PRESIDING JUDGE'S COPY

HONORABLE SCOTT C. CLARKSON
UNITED STATES BANKRUPTCY COURT
411 WEST FOURTH STREET, SUITE 5130 / COURTROOM 5C
SANTA ANA, CA 92701-4593

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

March 20, 2024

Layla Buchanan
Printed Name

/s/ Layla Buchanan
Signature

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): CONTINUED:

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